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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

RHIANNON STEWART,

Defendant.

CASE NO. 3:22-CR-00461-002 JD

**STIPULATION TO CONTINUE CHANGE OF
PLEA TO SEPTEMBER 16, 2024, AND
EXCLUDE TIME UNTIL THAT DATE;
~~[PROPOSED]~~ ORDER**

WHEREAS, there presently is a change-of-plea hearing scheduled in the above-captioned matter for August 12, 2024; and

WHEREAS, the parties have agreed to resolve the case but would benefit from additional time to finalize their agreement and to ensure effective preparation in view of the extensive discovery already produced, which defense counsel is continuing to review.

IT IS HEREBY STIPULATED AND AGREED by and between counsel for the United States and counsel for the defendant, Rhiannon STEWART, that the change-of-plea hearing presently scheduled for August 12, 2024, be continued to September 16, 2024, and that time be excluded under the Speedy Trial Act for the duration of that time.

1 The government and counsel for the defendant agree that time should be excluded under the
2 Speedy Trial Act so that defense counsel may continue to prepare, including by reviewing the discovery
3 already produced. For these reasons, the parties stipulate and agree that excluding time until September
4 16, 2024, will allow for the effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The
5 parties further stipulate and agree that the ends of justice served by excluding the time from August 12,
6 2024, through September 16, 2024, from computation under the Speedy Trial Act outweigh the best
7 interests of the public and the defendant in a speedy trial. *See* 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

8 The undersigned Assistant United States Attorney certifies that he has obtained approval from
9 counsel for the defendant to file this stipulation and proposed order.

10 **IT IS SO STIPULATED.**

11
12 DATED: August 8, 2024

Respectfully submitted,

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14 ISMAIL J. RAMSEY
United States Attorney

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16 /s/ Nicholas Parker
NICHOLAS M. PARKER
17 Assistant United States Attorney

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19 DATED: August 8, 2024

/s/ Elizabeth Falk
ELIZABETH FALK
20 Counsel for Defendant STEWART

~~PROPOSED~~ ORDER

Based upon the facts set forth in the stipulation of the parties, and for good cause shown, the Court (i) continues the change-of-plea hearing presently set for August 12, 2024, to September 16, 2024; and (ii) finds that failing to exclude the time from August 12, 2024, through September 16, 2024, would unreasonably deny defense counsel and the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).

The Court further finds that the ends of justice served by excluding the time from August 12, 2024, through September 16, 2024, from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, and with the consent of the parties, IT IS HEREBY ORDERED that (i) the change-of-plea hearing presently set for August 12, 2024, is continued to September 16, 2024; and (ii) the time from August 12, 2024, through September 16, 2024, shall be excluded from computation under the Speedy Trial Act. *See* 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

IT IS SO ORDERED.

DATED: August 9, 2024



HON. JAMES DONATO
United States District Judge